

### REMARKS

This paper responds to the most recent office action, which action was non-final.

The Examiner is thanked for the indication that claims 30, 37-44, 52-54, 57-59, 61-62 and 64-69 are allowed.

Claim 1 has been amended to incorporate a “two tier scheduling strategy” wherein “a first tier of the scheduling strategy updates channel assignments at a relatively slow pace and wherein a second tier of the scheduling strategy updates channel assignments in real-time.” The Examiner will recognize this language from allowed claim 30. Thus, it is believed that claim 1 should now be in condition for allowance.

Independent claim 29 has been identified in a similar manner; in particular, the phrase “wherein the first tier updates channel assignments at a relatively slow pace and wherein the second tier updates channel assignments in real-time” has been included to further define the previously-identified two-tiers of the channel scheduling strategy. Independent claim 46 has been amended along similar lines by inclusion of this phrase into the previously presented language.

Accordingly, for the reasons previously identified by the Examiner with respect to claim 30, claims 1-12, 14, 16-27, 29, 31-33, 46-49 and 51 should now be in condition for allowance.<sup>1</sup> As claims 30, 37-44, 52-54, 57-59, 61-62 and 64-69 have been allowed already, a notice of allowance is respectfully requested.

Respectfully submitted,



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<sup>1</sup> As noted above, Applicants have amended claims 1, 29 and 46. Applicants are not conceding in this application that those claims are not patentable over the art cited by the Examiner, as the present claim amendments are only for facilitating expeditious prosecution of the allowable subject matter noted by the Examiner. Applicants respectfully reserve the right to pursue these and other claims in one or more continuations and/or divisional patent applications.